

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

JOHN DOE,

Plaintiff,

v.

MASSACHUSETTS INSTITUTE OF
TECHNOLOGY,

Defendants.

) CASE NO. 1:22-cv-11540
)
) JUDGE: NATHANIEL M. GORTON
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JOINT MOTION TO AMEND SCHEDULING ORDER

Pursuant to Federal Rule of Civil Procedure 6(b)(1), Plaintiff John Doe and Defendant Massachusetts Institute of Technology (together, the “*Parties*”) hereby jointly move this Court to amend the scheduling order entered on February 14, 2023.

The Parties make this request in good faith and not for purposes of delay. In support thereof, Plaintiff and Defendants state that this extension will permit the Plaintiff and Defendant to complete extensive paper discovery that is well underway. To date, Defendant has produced over 12,000 pages of documents, many of which have necessitated substantial redactions of personal information about students to comport with the requirements of the Family Educational Rights and Privacy Act (“FERPA”). Once written discovery is complete, the Parties intend to take key depositions before participating in mediation that is currently scheduled for November 14, 2023 (the Parties are not seeking to alter that date). If the mediation is unsuccessful and the Parties must complete deposition discovery, the Parties may then need to retain and depose expert witnesses. The Parties aver the proposed, amended deadlines set forth herein will cause no prejudice to either Party.

For all of these reasons, the Parties respectfully request that the Court issue an Order amending the previously ordered deadlines as follows:

Event	Current Deadline	New Proposed Deadline
Answer Written Discovery	July 31, 2023	August 31, 2023
Mediation	November 14, 2023 10:00 AM	November 14, 2023 10:00 AM
Complete Fact Discovery	October 31, 2023	January 26, 2024
Designate Experts and Exchange Rule 26 Reports	August 31, 2023	February 23, 2024¹
Rebuttal Experts and Reports	N/A	March 29, 2024
Complete Expert Depositions	October 31, 2023	April 26, 2024
Dispositive Motions	November 30, 2023	May 24, 2024
Oppositions to Dispositive Motions	December 31, 2023	June 21, 2024
Replies (With Leave of Court) to Dispositive Motions	January 15, 2024	July 12, 2024
Trial	March 18, 2024	October, 2024

¹ The Parties anticipate that Plaintiff will designate and provide any expert report on this date, and that Defendant will thereafter designate a rebuttal expert and provide a report on March 29, 2024.

LOCAL RULE 7.1 CERTIFICATION

I hereby certify that, pursuant to D. Mass. Local Rule 7.1(a)(2), counsel for Plaintiff has conferred with Defendants' counsel. Plaintiff and Defendants jointly seek the relief requested in this motion.

/s/ Susan C. Stone

Susan C. Stone

Respectfully Submitted,

/s/ Susan C. Stone

Susan C. Stone (*pro hac vice*)
Kristina W. Supler (*pro hac vice*)
Kohrman Jackson & Krantz, LLP
1375 E. 9th Street, 29th Floor
Cleveland, OH 44114
P: (216) 696-8700
F: (216) 621-6536
E: scs@kjk.com; kws@kjk.com

Ruth O'Meara-Costello (BBO
#667566)
LAW OFFICE OF RUTH
O'MEARA-COSTELLO
875 Massachusetts Avenue Suite
31
Cambridge, Massachusetts 02139
P: (617) 658-4264
E: ruth@ruthcostellolaw.com

Counsel for Plaintiff John Doe

/s/ Scott A. Roberts

Scott A. Roberts (BBO #550732)
Arielle B. Kristan (BBO #677048)
HIRSCH ROBERTS WEINSTEIN LLP
24 Federal St., 12th Floor
Boston, MA 02110
P: (617) 348-4300
F: (617) 348-4343
E: sroberts@hrwlayers.com
akristan@hrlawyers.com

Counsel for Defendant

CERTIFICATE OF SERVICE

I hereby certify that I served a true copy of the above document upon all parties with an interest in this matter by electronically filing it through this Court's CM/ECF filing system this August 24, 2023.

/s/ Susan C. Stone

SUSAN C. STONE (*pro hac vice*)